

LEGISLATIVE BILL 142

Approved by the Governor March 18, 2009

Introduced by Hansen, 42; Carlson, 38.

FOR AN ACT relating to the Livestock Brand Act; to amend section 54-1,100, Reissue Revised Statutes of Nebraska; to change provisions relating to recorded brands; to change a fee; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 54-1,100, Reissue Revised Statutes of Nebraska, is amended to read:

54-1,100 A recorded brand is the property of the person causing such record to be made and is subject to sale, assignment, transfer, devise, and descent as personal property. ~~Instruments~~ Any instrument of writing evidencing the sale, assignment, or transfer of a recorded brand shall be ~~recorded by effective upon its recording with~~ the Nebraska Brand Committee. No such instrument shall be accepted for recording if the brand committee has been duly notified of the existence of a lien or security interest against livestock owned or thereafter acquired by the owner of such brand by the holder of such lien or security interest. Written notification from the holder of such lien or security interest that the lien or security interest has been satisfied or consent from the holder of such lien or security interest shall be required in order for the brand committee to accept for recording an instrument selling, assigning, or transferring such recorded brand. The fee for recording such an instrument shall be established by the brand committee and shall not be more than ~~thirty-five~~ forty dollars. Such ~~instruments~~ instrument shall give notice to all third persons of the matter recorded in the ~~instruments~~ instrument and shall be acknowledged by a notary public or any other officer qualified under law to administer oaths.

Sec. 2. Original section 54-1,100, Reissue Revised Statutes of Nebraska, is repealed.